THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 34080 of 1998

DATE: 21-03-2007

Between :

A.Appa Rao and another

… Petitioners

And

The Special Deputy Tahsildar,
Rajavommangi,
East Godavari District and 3 others.

… Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 34080 of 1998

ORDER:

The second respondent-Deputy Collector Tribal Welfare, Rajavommangi, East Godavari District passed an order dated 04-11-1998 in LTRP.No.11/98 directing ejection of the petitioners in exercise of powers under Section 3(2) of Andhra Pradesh Scheduled Areas Land Transfer Regulations, 1959, as amended by Act, 1970. Against the said order, the petitioners filed an appeal before the third respondent herein. Alleging that no orders were passed by the third respondent in the appeal but in the meanwhile they were dispossessed forcibly, this writ petition is filed seeking a direction to restore the land in question to the petitioners.

This Court, while directing notice to the respondents, by order dated 08-12-1998, directed that the respondents shall not assign the lands in question to any third party. The said order continued to be in operation through out.

In the counter affidavit filed on behalf of the respondents it is stated that the appeal preferred by the petitioners before the third respondent was numbered as C.M.A.No.18/1998 and the same is pending.

Having regard to the facts and circumstances and since the appeal preferred by the petitioner was already entertained and pending, no further enquiry is necessary in this writ petition.

Accordingly, the writ petition is disposed of with a direction to the third respondent to dispose of the C.M.A.No.18 of 1998, if

not already disposed of, as expeditiously as possible preferably within a period of three months from the date of receipt of a copy of this order. Till such time, the land in question shall not be assigned to any third party. No costs.

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G. ROHINI, J.

Date:21-03-2007
KLP